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9 **UNITED STATES DISTRICT COURT**
10 **WESTERN DISTRICT OF WASHINGTON**
11 **AT TACOMA**

11 BRIAN D. LOWDER, a seaman,

12 Plaintiff,

13 vs.

14 TIDEWATER BARGE LINES, INC., an
15 Oregon corporation, In Personam; and the
16 MAVERICK, a vessel, Official No. 618125,
her engines, equipment, tackle and
appurtenances, In Rem,

17 Defendants.

No. C04-5442-FDB

**STIPULATION AND ORDER OF
DISMISSAL**

18 IT IS HEREBY STIPULATED between the parties hereto that the above-captioned
19 matter may be dismissed with prejudice and without costs to any of the parties.

20 Dated this ____ day of _____, 2005.

21 SCHWABE, WILLIAMSON & WYATT,
22 P.C.

23
24 By: _____
Noah Jarrett, WSBA #31117
25 Of Attorney for Defendant, Tidewater
26 Barge Lines

By: _____
Eric Dickman
Of Attorney for Plaintiff, Brian Lowder

STIPULATION AND ORDER OF DISMISSAL - 1

SCHWABE, WILLIAMSON & WYATT, P.C.
Attorneys at Law
U.S. Bank Centre, Suite 3010
1420 Fifth Avenue
Seattle, WA 98101-2393
Telephone (206) 622-1711

ORDER

IT IS SO ORDERED.

Dated this 28th day of July 2005



FRANKLIN D. BURGESS
UNITED STATES DISTRICT JUDGE

Presented by:

SCHWABE, WILLIAMSON & WYATT, P.C.

By: _____
Noah Jarrett
Of Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on the ____ day of _____ 2005, I served the foregoing STIPUATION AND ORDER OF DISMISSAL, on the following party at the following address:

Eric Dickman
Attorney at Law
4705 16th Avenue N.E.
Seattle, WA 98105-4208
Of Attorneys for Plaintiff

by mailing to him by first-class mail a true and correct copy thereof, certified by me as such, placed in a sealed envelope addressed to him at the address set forth above and deposited in the U.S. Post Office at Portland, Oregon, with postage paid.

Noah Jarrett